

WA 49000 Desoto County, Mississippi
FCA 360.2
Tax area 62355 WK 18588

RIGHT OF WAY INSTRUMENT

In consideration of \$ 1.00 cash, and other valuable considerations, receipt of all of which is hereby acknowledged, I/we (acting personally and for and on behalf of our heirs, successors, and assigns and any other person claiming or to claim the property hereinafter described, called collectively "Grantors") do hereby grant, convey and warrant unto MISSISSIPPI POWER & LIGHT COMPANY, its successors and assigns (herein called "Grantee"), a right of way and easement 30 feet in width for the location construction, reconstruction, operation, maintenance, and removal of electric power and/or communications lines and circuits, including poles, towers, cross arms, insulators, wire, cables, hardware, transformers, switches, guy wires, anchors and all other equipment, structures, material and appliances, now or hereafter used, useful or desired in connection therewith, over, across, under, and on that land in the County of Madison, Mississippi, described as follows, to-wit:

A certain parcel of land lying and being situated in the SE quarter of the SE quarter of
of
Section 02 Township 3S, Range 8W, Desoto County, Mississippi, as
shown on Exhibit "A" attached hereto and made a part hereof.

together with the right of ingress and egress to and from said right of way across the adjoining land of the Grantors, the passage of vehicles and equipment upon said right of way and the right to install and maintain guy wires and anchors beyond the limits of said right of way.

Grantee shall have the full right, without further compensation, to clear and keep clear said right of way, including the right to cut down, condition, treat or otherwise remove all trees, timber, undergrowth, and other obstruction. Grantee shall have the further right to cut down from time to time all trees that are tall enough to strike the wires in falling, where located beyond the limits of said right of way, (called "danger trees"). Payment for the first cutting of danger trees is included in the above consideration. Grantee shall pay to Grantor, or his successor in title, the reasonable market value of danger trees cut thereafter.

Grantors covenant that they will not construct or permit the construction of any house, barn, well, or other structure or hazard on said right of way. Unless otherwise herein specifically provided, the center line of the electric power line initially constructed on this right of way shall be the center line of said right of way.

Should Grantee, or its successors, remove its facilities from said land and abandon said right of way, the rights herein created in Grantee shall terminate, but with the right to remove therefrom all of Grantee's property thereon.

It is understood that Grantor's shall have, at all times the right to use said right of way for any lawful purpose provided it does not interfere with the rights herein created in Grantee, and that Grantee will not enclose said right of way, and Grantor will use the best efforts to protect Grantee's property on said right of way.

WITNESS my/our signature, this the 15th day of 12, 1994

James Beach

James M. Payne Jr.

STATE MS.-DEOTO CO.
FILED

STATE OF MISSISSIPPI

COUNTY OF Desoto

FEB 3 10 05 AM '95

Personally appeared before me, the undersigned authority in and for the above jurisdiction, the within named

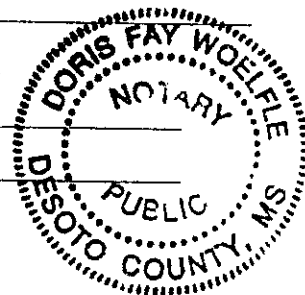
JAMES BEACH one of the subscribing witnesses to the foregoing instrument, who first being first duly sworn, deposeth and saith that he saw the within named JAMES M. PAYNE JR.,

husband

and whose names are subscribed thereto, sign and deliver the same to the said Mississippi Power & Light Company; that he, this affiant, subscribed his name as a witness thereto in the presence of the above named Grantors, and

Sworn to and subscribed before me, the 6th day of December, 1994
Notary Public State of Mississippi At Large
My Commission Expires: March 1, 1998
BONDED THRU HEIDEN-MARCHETTI, INC.

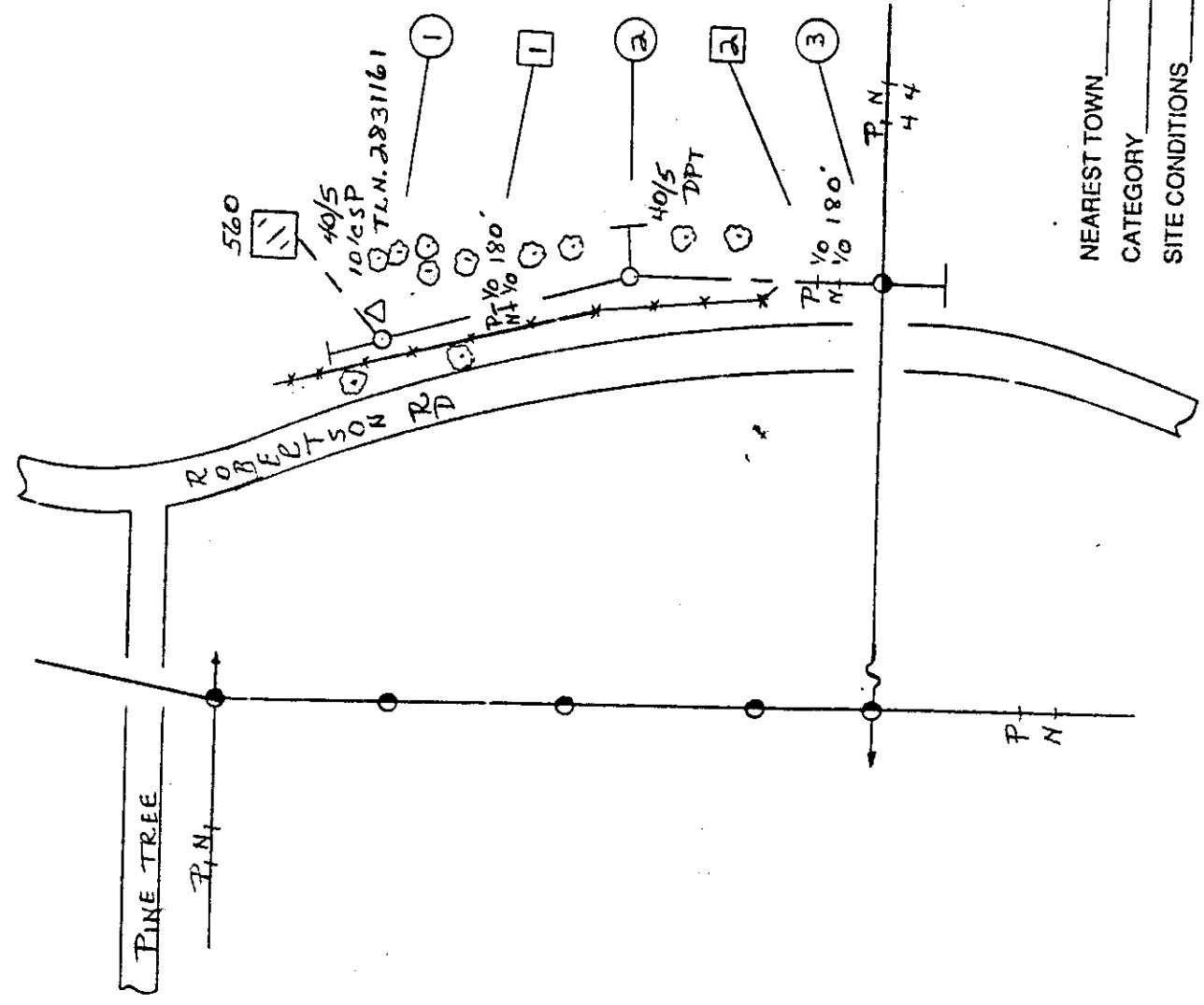
Doris Fay Woelfle
Notary Public



This instrument prepared by: James Beach
7411 Hwy 51 N
Southaven, Mississippi 38671
(601) 342-8653

SERVE NEW CUSTOMER 110

(GAS HEAT) UG SERVICE



TRENCH DIST. 100'
WIRE 150
PHONE 429-2677 WORK
429-5830 HOME

CUSTOMER IS
TO CUT ROW

1035-ROBW
SEC. 09, SE 1/4

BOOK

281 PAGE 272

NEAREST TOWN _____
CATEGORY _____
SITE CONDITIONS _____
LOCATE # _____
DATE LOC. AVAIL. _____

WR 18588 TAX AREA 362355

TITLE JAMIE PAYNE

560 ROBERTSON RD.

DESIGNED Amel Beach

DATE 12.1.94 SCALE